

**GARDERE**attorneys and counselors ■ [www.gardere.com](http://www.gardere.com)RECEIVED  
CENTRAL FAX CENTER

NOV 22 2006

**Fax**

DATE November 22, 2006

TO	COMPANY	PHONE NO.	FAX NO.
USPTO			<b>Central Fax# 571.273.8300</b>
FROM	Robert J. Ward	<a href="mailto:rward@gardere.com">rward@gardere.com</a>	
DIRECT LINE	214-999-4266		
DIRECT FAX	214-999-3266		
CLIENT/MATTER NO.	129843 1037		
TOTAL PAGES (including cover)	3		

## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I, Jan Jones, hereby certify that on November 22, 2006, the following papers (along with any paper referred to as being attached or enclosed or actually enclosed) are being facsimile transmitted to the U.S. Patent and Trademark Office at 571.273.8300.

  
Signature of Person Certifying

Application No. 10/791970

Filing Date: March 2, 2004

Title: FIBROUS CEMENTITIOUS PLANK ASSEMBLY HAVING A  
PROTECTIVE FILM AND METHOD OF MAKING SAME

## Documents Enclosed:

1. Power of Attorney and Correspondence Address Indication Form
2. Statement Under 37 CFR 3.73(b)

**NOTICE BY GARDERE WYNNE SEWELL LLP**

The message herein contained or attached documents accompanying this facsimile contains information from the law firm of Gardere Wynne Sewell LLP which is confidential and/or privileged, or may contain attorney work product. The information is intended only for the use of the addressee named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of such facsimile and attachments is strictly prohibited, and may be unlawful. If you have received this facsimile in error, please destroy without disclosing the contents, and notify the sender immediately. Unintended transmission does not constitute waiver of the attorney-client privilege or any other privilege.

Unless expressly stated otherwise, nothing contained in such message should be construed as a digital or electronic signature, nor is it intended to reflect an intention to make an agreement by electronic means.

DALLAS 1728487v1

GARDERE WYNNE SEWELL LLP

3000 Thanksgiving Tower, 1601 Elm Street Dallas, Texas 75201-4761 ■ 214 999 3000 Phone ■ 214 999 4667 Fax  
Austin ■ Dallas ■ Houston ■ Mexico City